

**From:** (u)nasturtium  
**To:** Microsoft ATR  
**Date:** 1/4/02 5:32pm  
**Subject:** Microsoft Settlement

To Whom It May Concern,

I strongly believe that it would not be in the public interest to pursue the current anti trust case against Microsoft Corporation any further, but rather accept the Revised Final Judgement (dated 6th November 2001). I believe it is a waste of public funds, especially in light of the September 11 tragedy, to spend more on this already tough yet fair judgement.

The Revised Final Judgement, Section IVa, 2a states  
"Access during normal office hours to inspect any and all source code, books, ledgers, accounts, correspondence, memoranda and other documents and records in the possession, custody, or control of Microsoft, which may have counsel present, regarding any matters contained in this Final Judgment." These powers will inevitably be misused in ways to benefit competitors eg disclosure of source code of Windows Platform software, product direction etc. I dutifully suggest this clause be removed in the public interest.

Section III, "Prohibited Conduct", extensively covers actions Microsoft may not take against OEMs (defined as "an original equipment manufacturer of Personal Computers that is a licensee of a Windows Operating System Product"). This, I believe is an unnecessary and unfair power. OEM software is sold at a lower price to OEMs, and ultimately consumers. OEM software is released at the discretion of Microsoft (in line with academic and other subsidised versions) and Microsoft should be able to choose it's condition of sale, as it will be of economic benefit to consumers. Therefore, it is clear that Microsoft is already bound sufficiently and further actions will result in negative effects for purchasers of OEM software.

Thankyou for your time and consideration.

Please direct any comments to [\\_nasturtium@bigpond.com](mailto:_nasturtium@bigpond.com)